

The City Council of the City of Mattoon held a regular meeting in the Council Chambers at City Hall on November 21, 2006 at 7:00 p.m. after a 6:30 p.m. caucus session.

Mayor White presiding.

Mayor White led the Pledge of Alliance.

The following members of the Council answered roll call: YEA Commissioner David Cline, YEA Commissioner Randy Ervin, YEA Commissioner Joseph McKenzie, YEA Commissioner David Schilling, YEA Mayor Charles E. White. All Council members attended in person.

Also in attendance were City personnel: City Administrator Alan Gilmore, City Attorney/Treasurer J. Preston Owen, Public Works Director David Wortman, Electrical Inspector Matt Frederick, Community Development Coordinator Kyle Gill, Library Director Jennie Cisna, Fire Chief Michael Chism, Deputy Police Chief David Griffith, and City Clerk Susan O'Brien.

**CONSENT AGENDA:**

*Items listed on the Consent Agenda are considered to be routine in nature and will be enacted by one motion. Prior to asking for a motion to approve the Consent Agenda, the mayor will ask if anyone desires to remove an item from the Consent Agenda for public discussion. No separate discussion of these items will occur unless a Council Member requests the item to be removed from the Consent Agenda. If an item is removed from the Consent Agenda, it will be considered elsewhere on the agenda for this meeting.*

Mayor White seconded by Commissioner Schilling moved to approve the consent agenda as follows: minutes of the regular meeting November 7, 2006 and payroll and bills for the first half of November.

**Bills and payroll for the first half of Nov., 2006**

**General Fund**

Payroll		\$	281,545.22
Bills		\$	<u>87,227.53</u>
	Total	\$	368,772.75

**Hotel Tax Fund**

Payroll		\$	1,610.54
Bills		\$	<u>557.30</u>
	Total	\$	2,167.84

**Festival Management Fund**

Bills		\$	<u>729.68</u>
	Total	\$	729.68

**Insurance & Tort Judgment**

Bills		\$	<u>450.00</u>
	Total	\$	450.00

**Capital Project Fund**

Bills		\$	<u>176.40</u>
	Total	\$	176.40

**Water Fund**

Payroll		\$	29,281.04
Bills		\$	<u>296,899.11</u>
	Total	\$	326,180.15

**Sewer Fund**

Payroll		\$	25,739.13
Bills		\$	<u>26,455.59</u>
	Total	\$	52,194.72

**Cemetery Fund**

Payroll		\$	3,037.18
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Bills		\$ 972.76
	Total	\$ 4,009.94
<b><u>Motor Fuel Tax Fund</u></b>		
Bills		\$ 133,551.88
	Total	\$ 133,551.88
<b><u>Health Insurance</u></b>		
Bills		\$ 70,547.93
	Total	\$ 70,547.93

Mayor White declared the motion to approve the consent agenda carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

**PUBLIC PRESENTATIONS, PETITIONS AND COMMUNICATIONS**

*This portion of the City Council meeting is reserved for persons who desire to address the Council. The Illinois Open Meeting Act mandates that the City Council may NOT take action on comments received on matters that have not been identified on this agenda, but the Council may direct staff to address the topic or refer the matter for action on the agenda for another meeting. Persons addressing the Council are requested to limit their presentations to three minutes and to avoid repetitious comments.*

The City of Mattoon, Illinois held a public hearing on the eligibility report and redevelopment plan for the Mattoon I-57 East TIF District on November 21, 2006 in the City Hall Council Chambers. City Attorney/Treasurer J. Preston Owen opened the public hearing at 7:02 p.m. Attorney/Treasurer Owen described the events up to the eligibility report and redevelopment plan, including Resolution 2006-2660: Authorizing a feasibility study on the proposed I-57 East TIF District as a redevelopment project area and other related matters; Special Ordinance 2006-1160: Adopting the establishment of the tax increment financing (TIF) “Interested Parties” registries for the I-57 East TIF District; Resolution 2006-2664: Establishing the date, time, and place for a Public Hearing for the Proposed Mattoon I-57 East Tax Increment Finance District; all notices to taxing districts, residences, and property owners; Joint Review Board meeting of 10-12-06; and documents for public inspection in the City Clerk’s Office.

Next, Beth Ruyle of Ehlers and Associates described the eligibility criteria as vacant land criteria with flooding in the watershed and the two other proofs of platting and evidence the “but for”; redevelopment plan and its conformity; the creation of a budget; and the creation of a convention center to provide employment opportunities.

The floor was opened for questions. Attorney/Treasurer Owen mentioned the land was annexed in 2004, platted in 2005, and information has been on file. Mr. Chris Rankin of the Coles County Leader and Mr. Herb Meeker of the Journal Gazette inquired about the flooding determination, vacant property, omitted property, and possible location of convention center. Ms. Ruyle and Attorney/Treasurer Owen answered the questions with Burke Engineering conducting an engineering study by modeling; definition of vacant land as land with no structures; the Ballinger family requested their property to be removed; and directed the media to contact Coles Centre with regard to the convention center location. With no additional questions, Attorney/Treasurer Owen closed the public hearing at 7:16 p.m.

Commissioner Ervin notified the public of updates on the Fire Department, consisting of a Mattoon/Charleston effort to improve both cities’ ISO ratings; newly-formed RIT (Rapid Intervention Team); and long-term budgeting for new vehicles. Secondly, Commissioner Ervin updated the public on the Rotary Bandshell activities, scheduling issues, funding, and May through September usage. Thirdly, his update on Tourism consisted of a reminder of the Christmas parade; Santa arriving at the depot on December 10<sup>th</sup>; Lightworks from November 17 – December 26<sup>th</sup>; and the decision not to form a Convention Visitors Bureau with Charleston, due to unreliable State funding and the autonomy of each board. Finally, items for the Council to consider were sidewalk replacement and the implementation of the Mid-town Redevelopment Plan. Director Wortman responded to the sidewalk replacement with the City would reimburse for the concrete. Commissioner McKenzie acknowledged all City vehicles needed to be on a replacement program. Attorney/Treasurer Owen stated that Judy Winn had a list of vehicles and a replacement date for each of the vehicles. Director Wortman responded with his five-year replacement program for public works.

**NEW BUSINESS**

Mayor White seconded by Commissioner Cline moved to adopt Special Ordinance 2006-1183, approving the re-plat of Outlot 1, Block 1 of McFall/Swords Commercial/Residential Development, located east of the former Kmart property and now owned by Thompson Thrift.

**SPECIAL ORDINANCE NO. 2006-1183**

An Ordinance re-plating Outlot 1 of McFall/Swords Commercial/Residential Development, of the City of Mattoon, Coles County, Illinois.

Whereas; Thompson Thrift Management Inc. as owner of the following described property:

*OUTLOT 1, BLOCK 1, OF MCFALL/SWORDS COMMERCIAL/RESIDENTIAL DEVELOPMENT, CITY OF MATTOON, COLES COUNTY, ILLINOIS*

has caused said premises to be surveyed and subdivided into lots as shown on the plat submitted to the City Council for approval in accordance with the Statute of the State of Illinois in such made and provided; and

Whereas, said re-plat of Outlot 1 of McFall/Swords Commercial/Residential Development, of the City of Mattoon, Coles County, Illinois has been submitted to the City Council of the City of Mattoon for approval in the manner as by law required, which re-plat is attached hereto as Exhibit "A" and made a part hereof by reference thereto; and

Whereas, it appears from an examination of said plat that the same is in due form as required by law and complies with all rules, regulations, and requirements relative to subdivisions in the City of Mattoon, Illinois, and that by said plat, should be approved.

Now, therefore, be it ordained by the City Council of the City of Mattoon, Coles, County, Illinois, that said re-plat of Outlot 1 of McFall/Swords Commercial/Residential Development, of the City of Mattoon, Coles County, Illinois, be and the same is hereby approved; that a certificate of such approval be endorsed upon said plat signed by the Mayor and the City Clerk in the manner as provided by law; and that this Ordinance be duly and properly signed and filed of record.

Upon motion by Mayor White, seconded by Commissioner Cline, adopted this 21st day of November, 2006, by a roll call vote, as follows:

AYES (Names): Commissioner Cline, Commissioner Ervin,  
Commissioner McKenzie, Commissioner Schilling  
Mayor White

NAYS (Names): None

ABSENT (Names): None

Approved this 21st day of November, 2006.

/s/ Charles E. White

Charles E. White, Mayor  
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien  
Susan O'Brien, City Clerk

/s/ J. Preston Owen  
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on November 22 , 2006.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner Schilling seconded by Commissioner McKenzie moved to adopt Resolution 2006-2671, declaring surplus real estate owned by the municipality at Lake Mattoon and authorizing the sale of the property.

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**CITY OF MATTOON, ILLINOIS**

***RESOLUTION NO. 2006-2671***

**A RESOLUTION DECLARING THAT 0.168 ACRES OF REAL ESTATE AT LAKE MATTOON IS NO LONGER**

**NECESSARY OR REQUIRED FOR USE OF THE MUNICIPALITY AND AUTHORIZING THE MANAGEMENT STAFF  
TO NEGOTIATE FOR A CONTRACT PROPOSAL TO SELL THIS REAL ESTATE**

**WHEREAS**, in the 1950's the City of Mattoon purchased large parcels of land in Coles, Cumberland and Shelby Counties for the purposes of establishing Lake Mattoon; and

**WHEREAS**, after the construction of Lake Mattoon some small tracts of the large parcels remained unused and were isolated by the lake and parcels of land owned by other landowners; and

**WHEREAS**, the tract of land described below is one of those tracts; and

**WHEREAS**, there has been an appraisal of this tract, which includes a survey, and it is attached hereto and incorporated herein by this reference; and

**WHEREAS**, the adjacent landowner desires to acquire a fee simple interest in said real estate.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS**, as follows:

**Section 1.** Pursuant to procedures prescribed by state statute (65 ILCS 5/11-76-4.1), a finding is hereby made by the City Council that the following described real estate at Lake Mattoon is no longer necessary or required for the use of the municipality.

A part of the Northeast Quarter (NE ¼) of the Southwest Quarter (SW ¼) of Section Thirty-Six (36), Township Eleven (11) North, Range Six (6) East of the Third Principal Meridian being more particularly described as follows:

Commencing at the northwest corner of the of the Northeast Quarter (NE ¼) of the Southwest Quarter (SW ¼) of Section Thirty-Six (36), Township Eleven (11) North, Range Six (6) East of the Third Principal Meridian; thence South 89 degrees 33 minutes 36 seconds East (based on previous local surveys) a distance of 462.00 feet; thence South 0 degrees 00 minutes 36 seconds East a distance of 880.68 feet to the place of beginning; thence North 83 degrees 03 minutes 19 seconds East a distance of 20.78 feet; thence South 81 degrees 13 minutes 10 seconds East a distance of 18.43 feet; thence South 43 degrees 37 minutes 10 seconds East a distance of 15.39 feet; thence South 16 degrees 58 minutes 19 seconds East a distance of 39.20 feet, thence South 28 degrees 19 minutes 17 seconds East a distance of 69.40 feet, thence North 89 degrees 33 minutes 43 seconds West a distance of 93.81 feet, thence North 0 degrees 00 minutes 36 seconds West a distance of 109.31 feet to the place of beginning; situated in Ash Grove Township, Shelby County, Illinois and containing 7310 square feet (.168 acres) more or less.

**Section 2.** Its fair market value has been determined to be \$3,655 by a written appraisal prepared by a licensed real estate appraiser that is available for public inspection. The property is currently vacant and is impaired by a lack of accessibility.

**Section 3.** The management staff of the municipality is hereby authorized to negotiate for a contract proposal to sell said real. Any such contract negotiated shall be subject to ratification by the City Council.

**Section 4.** The city clerk is directed to publish a copy of this resolution at the first opportunity following its adoption and approval by the City Council.

Upon motion by Commissioner Schilling, seconded by Commissioner McKenzie, adopted this 21st day of November, 2006, by a roll call vote, as follows:

AYES (Names):                    Commissioner Cline, Commissioner  
Ervin,

Commissioner McKenzie, Commissioner  
Mayor White

NAYS (Names):                None

ABSENT (Names):            None

Approved this 21st day of November, 2006.

/s/ Charles E. White  
Charles E. White, Mayor  
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien

/s/ J. Preston Owen

Susan O'Brien, City Clerk

J. Preston Owen, City Attorney

Recorded in the Municipality's Records on November 22, 2006.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner Ervin seconded by Commissioner Cline moved to approve Council Decision Request 2006-683, authorizing the Fire Chief to hire Jason Weiss as a probationary firefighter to fill the vacancy created upon the upgrade of Engineer Melvin Pierce. The new firefighter shall be scheduled to start work on 11/22/2006.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Mayor White seconded by Commissioner McKenzie moved to adopt Ordinance 2006-5220, authorizing the amendment of Ordinance 2003-5161, the updating of the City's Electrical Code, to provide for further local amendments.

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## CITY OF MATTOON, ILLINOIS

### ORDINANCE NO. 2006-

5220

#### AN ORDINANCE AMENDING ORDINANCE 2003-5161, THE UPDATING OF THE CITY'S ELECTRICAL CODE, ADOPTING ARTICLE 80 OF THE NATIONAL ELECTRICAL CODE WITH LOCAL AMENDMENTS, PROVIDING FOR THE REGISTRATION OF ELECTRICAL CONTRACTORS AND ESTABLISHING FEES FOR ELECTRICAL PERMITS

**WHEREAS**, the City of Mattoon has previously acknowledged the need for and has adopted codes to regulate and control the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use and maintenance of electrical systems in the City of Mattoon; and

**WHEREAS**, by Ordinance No. 2003-5161, Mattoon adopted regulations updating the City's Electrical Code, adopting article 80 of the National Electrical Code with local amendments.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MATTOON DOES ORDAIN AS FOLLOWS:**

**Section 1.** The National Electric Code® (NEC®), as it may be amended from time to time, is hereby adopted as the code of the City of Mattoon for regulating the design, construction, quality of materials, erection, installation, alternation, repair, location, relocation, replacement, addition to, use or maintenance of electrical systems in the City of Mattoon.

**Section 2.** The following sections of the NEC® are hereby superceded by local amendment.

**A. 110.12 Mechanical Execution of Work.** *Electrical equipment, as defined in the NEC, shall be installed in a neat and workmanlike manner.*

(1) *Neat and workmanlike manner will be reasonably determined by the electrical inspector.*

(2) *Neat and workmanlike includes but is not limited to: proper bends in conduit, proper support, and the elimination of exposed cable runs, field-bent, kinked, flattened, or poorly measured raceway, as well as cabinets, boxes, and enclosures not plumb or properly secured.*

**B. 230.70(A) (1) Service Disconnect.** The service disconnecting means shall be installed at a readily accessible location either outside of a building or structure or inside nearest the point of entrance of the service conductors. Except where an electric utility may prescribe more stringent requirements, in locations where the main panel is greater than 15-cable fee from the meter, a weatherproof protective disconnect shall be installed adjacent to the meter installation.

C. **250.66 Size of alternating-current grounding electrode conductor.** *All new single phase wiring done will be four-wire with a grounding conductor sized in accordance with table 250.66 in the 2005 NEC. All Three Phase WYE systems will have a separate grounding conductor sized as well.*

*(1) It will not be acceptable to use a metallic raceway for grounding*

*conductor purposes.*

**D. 334.10 Nonmetallic-sheathed Cable Uses Permitted.** Type NM, Type NMC and Type NMS nonmetallic-sheathed cable may ONLY be used in one and two-family dwellings and residential garages. *Furthermore this cable shall be sized no smaller than #12, unless on a switched leg, or by special permission of the electrical inspector.*

*(1) Unless special permission is granted, anything other than the installations mentioned above shall be installed in approved metallic raceway, no smaller than metric designator 16 (trade size 1/2").*

*(2) Metallic sheathed cable of metric designator 12 (trade size 3/8") may be used in no lengths greater than 6', and where not exposed to physical damage, to facilitate the wiring of branch circuit receptacles, and lighting whip assemblies. Longer lengths may be permitted with special permission of the electrical inspector.*

Upon motion by Mayor White  
,seconded by Commissioner McKenzie

, adopted this 21<sup>st</sup> day of November, 2006, by roll call vote, as follows:

AYES (Names): Commissioner Cline, Commissioner Ervin,  
Commissioner McKenzie, Commissioner Schilling  
Mayor White

NAYS (Names): None

ABSENT (Names): None

Approved this 21<sup>st</sup> day of November, 2006.

/s/ Charles E. White

Charles E. White, Mayor

ATTEST: APPROVED AS TO FORM  
:

/s/ Susan J. O'Brien  
Susan O'Brien, City Clerk

/s/ J. Preston Owen  
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on November 22 , 2006.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner McKenzie seconded by Commissioner Schilling moved to amend the agenda regarding Resolution 2006-2672

to replace “for the striping of Dettro Drive, Swords Drive, Fort Worth Way, and Remington Road” with “for the 2004 LAPP projects”.

Mayor White declared the motion to amend Resolution 2006-2672 carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner McKenzie seconded by Commissioner Ervin moved to adopt Resolution 2006-2672, approving the supplemental expenses for the 2004 LAPP projects with Motor Fuel Tax Funds in the amount of \$10,000 as amended.

RESOLUTION NO. 2006-2672



Resolution for Improvement by  
Municipality Under the Illinois  
Highway Code

BE IT RESOLVED, by the Council of the City of Mattoon, Illinois, that the following described street(s) be improved under the Illinois Highway Code:

Name of Thoroughfare	Route	From	To
43 <sup>rd</sup> Street	FAU 7681	Railroad south of Il 121	Southern City Limits
27 <sup>th</sup> Street	FAU 7686	Marshall Ave	Essex Ave
9 <sup>th</sup> Street	FAU 7698	Charleston Ave	Southern City Limits
Richmond Ave	FAU 7669	12 <sup>th</sup> Street	21 <sup>st</sup> Street
Dewitt Ave	FAU 7666	10 <sup>th</sup> Street	14 <sup>th</sup> Street

BE IT FURTHER RESOLVED,  
1. That the proposed improvement shall consist of Bituminous surfacing or resurfacing and patching with adjustment of manhole lids and water valves, crack routing and sealing, aggregate shoulders, pavement markings, and traffic control

and shall be constructed varying length wide and be designated as Section 05-00128-00-RS

2. That there is hereby appropriated the (additional Yes No) sum of Ten Thousand Dollars Dollars (\$10,000.00 ) for the improvement of said section from the municipality’s allotment of Motor Fuel Tax funds.

3. That work shall be done by Contract ; and, Specify Contract or Day Labor

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit two certified copies of this resolution to the district office of the Department of Transportation.

Authorized MFT Expenditure	I, _____ Clerk in and for the
	City _____ of _____ Mattoon
	City, Town or Village _____
	County of _____ Coles _____, hereby certify the
Date	foregoing to be a true, perfect and complete copy of a resolution adopted
	by the _____ Council
	_____ Council or President and Board of Trustees
Department of Transportation	at a meeting on _____ November 21, 2006
	_____ Date
	IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this
	22nd _____ day of _____ November, 2006
Regional Engineer	_____
	(SEAL)
	/s/ Susan J. O'Brien
	_____ City, Town, or Village Clerk

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Mayor White seconded by Commissioner Schilling moved to adopt Ordinance 2006-5221, amending Chapter 114.53 of the Mattoon Code of Ordinances to prevent the distribution of liquor by licensees after permitted operating hours.

## CITY OF MATTOON, ILLINOIS

### ORDINANCE NO. 2006-5221

#### AN ORDINANCE AMENDING CHAPTER 114.53 OF THE MATTOON CODE OF ORDINANCES TO PREVENT THE DISTRIBUTION OF LIQUOR BY LICENSEES AFTER PERMITTED OPERATING HOURS

**WHEREAS**, it's been discovered that Mattoon's Code of Ordinances regarding the hours licensees are allowed to operate has a loop hole in that it allows licensees to provide liquor to guests after the operating hours listed in the current Code of Ordinances; and

**WHEREAS**, The City Council had adopted the operating hours for establishments serving liquor in order to protect the public, and;

**WHEREAS**, the City Council believes that this loop hole endangers the public and therefore should be closed.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Mattoon as follows:

**Section 1.** Chapter 114.53 of the Mattoon Code of Ordinances is amended by repealing all of said Chapter and adopting in lieu thereof a new Chapter 114.53 as shown below.

#### § 114.53 CLOSING HOURS.

(A) It shall be unlawful for any licensee to sell, offer for sale at retail, serve, dispense, or provide free of charge, any alcoholic liquor in the city between the hours of 1:00 a.m. and 6:00 a.m. of any day except Sunday, when it shall be unlawful to sell or offer for sale, any alcoholic liquor from 1:00 a.m. on Sunday morning until 12:00 noon on the same Sunday.



(B) It shall be unlawful to keep open for business, or admit the public to any licensed premises where alcoholic liquor is sold at retail, during the hours the sale of such liquor is prohibited; provided, however, that in the case of restaurants, grocery stores, clubs and hotels, hall rental businesses and other separate business conducted on said premises, such establishment may be kept open during such hours, but no alcoholic liquor may be sold during said hours.

**Section 2.** This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

**Section 3.** This ordinance shall be effective at 12:01 a.m. on Friday December 1, 2006.

Upon motion by Mayor White, seconded by Commissioner Schilling, adopted this 21st day of November, 2006, by a roll call vote, as follows:

AYES (Names): Commissioner Cline, Commissioner

Ervin,

Commissioner Schilling,

NAYS (Names): None

ABSENT (Names): None

Commissioner McKenzie,

Mayor White

Approved this 21st day of November, 2006.

/s/ Charles E. White

Charles E. White, Mayor

City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien

Susan J. O'Brien, City Clerk

/s/ J. Preston Owen

J. Preston Owen, City Attorney

Recorded in the Municipality's Records on November 22, 2006.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner Cline seconded by Commissioner Ervin moved to adopt Special Ordinance 2006-1184, authorizing a renewal contract with PersonalCare Insurance of Illinois, Inc. for the Administration of the self-insured health plan for employees and retirees of the municipality.

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CITY OF MATTOON, ILLINOIS

***SPECIAL ORDINANCE NO. 2006-1184***

**AN ORDINANCE AUTHORIZING A RENEWAL AGREEMENT WITH PERSONALCARE INSURANCE OF ILLINOIS FOR THE ADMINISTRATION OF THE SELF-FUNDED MEDICAL AND PHARMACY BENEFIT PLAN FOR EMPLOYEES AND RETIREES OF THE MUNICIPALITY**

**WHEREAS**, the City of Mattoon, Illinois employee and retiree group has demonstrated exceptional health insurance experience, and

**WHEREAS**, this group health insurance history has resulted in favorable renewal premium rates, and

**WHEREAS**, it is the desire of the Mattoon City Council to maintain and continue the relationship with the Personal Care Insurance of Illinois and Delta Dental plans currently offered through the Checkley Agency to its employees and retirees, and

**NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS**, as follows:

**Section 1.** The mayor is authorized to sign a renewal agreement with PersonalCare Insurance of Illinois, Inc. for the administration of the self-funded medical and pharmacy benefit plan and the Delta Dental plan for employees and retirees of the municipality, copies of which

are attached and incorporated by reference.

**Section 2.** This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

**Section 3.** This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Cline, seconded by Commissioner Ervin, adopted this 21<sup>st</sup> day of November, 2006, by a roll call vote, as follows:

AYES (Names):	<u>Commissioner Cline, Commissioner Ervin,</u>	<u>Commissioner McKenzie, Commissioner</u>
		<u>Schilling,</u>
NAYS (Names):	<u>None</u>	<u>Mayor White</u>
ABSENT (Names):	<u>None</u>	

Approved this 21<sup>st</sup> day of November, 2006.

/s/ Charles E. White  
Charles E. White, Mayor  
City of Mattoon, Coles County, Illinois

ATTEST: APPROVED AS TO FORM:

<u>/s/ Susan J. O'Brien</u>	<u>/s/ J. Preston Owen</u>
Susan O'Brien, City Clerk	J. Preston Owen, City Attorney

Recorded in the Municipality's Records on November 22nd, 2006.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Commissioner Cline seconded by Commissioner McKenzie moved to adopt Special Ordinance 2006-1185, binding annual property and casualty insurance and workers compensation coverage for a term beginning December 1, 2006.

**CITY OF MATTOON, ILLINOIS**

**SPECIAL ORDINANCE NO. 2006-1185**

**AN ORDINANCE AUTHORIZING PLACEMENT OF THE CITY'S PROPERTY & CASUALTY, AND WORKERS COMPENSATION INSURANCE COVERAGE**

**WHEREAS**, Mesirow Insurance Services, the City's broker of record, solicited proposals from insurance companies that underwrite property & casualty and workers compensation insurance for municipal government exposures; and

**WHEREAS**, a proposal received from the Illinois Counties Risk Management Trust (ICRMT) is regarded to be the most cost effective solution for managing the City's property & casualty and workers compensation exposures; and

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Mattoon as follows:

**Section 1.** Mesirow Insurance Services is hereby authorized to take such administrative action necessary to bind the City of Mattoon's property & casualty and workers compensation insurance coverage with the Illinois Counties Risk Management Trust (ICRMT) for the policy year beginning December 1, 2006 and ending December 1, 2007 pursuant to a proposal attached hereto and incorporated herein by reference.

**Section 2.** This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

**Section 3.** This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Cline, seconded by Commissioner McKenzie, adopted this 21<sup>st</sup> day of November 2006, by a roll call vote,

as follows:

AYES (Names):	<u>Commissioner Cline, Commissioner</u>	<u>Commissioner McKenzie, Commissioner Schilling</u>
<u>Ervin,</u>	<u>Mayor White</u>	
NAYS (Names):	<u>None</u>	
ABSENT (Names):	<u>None</u>	

Approved this 21st day of November, 2006.

/s/ Charles E. White  
Charles E. White, Mayor  
City of Mattoon, Coles County, Illinois

ATTEST: APPROVED AS TO FORM:

<u>/s/ Susan J. O'Brien</u>	<u>/s/ J. Preston Owen</u>
Susan O'Brien, City Clerk	J. Preston Owen, City Attorney

Recorded in the Municipality's Records on November 22nd, 2006.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Mayor White opened the floor for further questions. There was no public discussion.

Mayor White seconded by Commissioner Cline moved to recess to closed session at 7:40 p.m. pursuant to the Illinois Open Meetings Act for the purpose of considering purchase or lease of real property (5 ILCS 120(2)(c)(5)); the price for sale or lease of property (5 ILCS 120(2)(c)(6)).

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

Council reconvened at 7:55 p.m.

Mayor White seconded by Commissioner Schilling moved to adjourn at 7:55 p.m.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor White.

/s/ Susan J. O'Brien  
City Clerk